

A REGULAR MEETING OF THE FAUQUIER COUNTY BOARD OF SUPERVISORS WAS HELD OCTOBER 2, 2000 AT 1:00 P.M. IN WARRENTON, VIRGINIA

P R E S E N T Mr. Larry L. Weeks, Chairman; Mr. Joe Winkelmann, Vice Chairman;
Mr. Harry Atherton; Ms. Sharon McCamy; Mr. Raymond Graham;
Mr. G. Robert Lee, County Administrator; Mr. Paul S. McCulla,
County Attorney

FIRE PREVENTION CODE REVIEW

A work session was held to review the proposed Fire Prevention Code.

REVIEW OF PROPOSED CODE AMENDMENTS – JOHNSON GRASS ORDINANCE

A work session was held to review the proposed amendments to Section 18.5-12, 18.5-16 and 18.5-17 of the Fauquier County Code relating to the Johnson Grass Ordinance.

REVIEW OF THE MANDATED REVISIONS TO CONSUMER UTILITY ORDINANCE

A work session was held to review the mandated revisions to the Consumer Utility Ordinance.

FAUQUIER 2020: A LONG-RANGE STRATEGIC PLAN FOR FAUQUIER COUNTY

A work session was held to review the status of the proposed Long-Range Strategic Plan for Fauquier County.

PUBLIC SAFETY RADIO SYSTEM UPDATE

A work session was held to review information received from the Public Safety Committee regarding the public safety radio system.

The meeting was reconvened in Regular Session at 6:30 p.m. in the Warren Green Meeting Room.

ADOPTION OF THE AGENDA

Mr. Winkelmann moved to adopt the Agenda subject to moving A Resolution to Schedule a Public Hearing to Consider Adoption of Local Enforcement of the Statewide Fire Prevention Code from the Consent Agenda to the Regular Agenda for discussion. Mr. Graham seconded, and the vote for the motion was unanimous as follows:

Ayes: Mr. Larry L. Weeks; Mr. Joe Winkelmann; Mr. Harry Atherton; Ms. Sharon McCamy; Mr. Raymond Graham

Nays: None

Absent During Vote: None

Abstention: None

CITIZENS TIME

- Beth Ledgerton informed the Board of Supervisors that she had spoken with Dave Mangum's family regarding his illness. She said that Mr. Mangum would enjoy receiving cards and letters from his many friends in County government.
- Owen Bludau, representing the Vint Hill Economic Development Authority, spoke regarding technology zones. He said that there should be a list of incentives coming soon from the State for the Board's consideration.
- Tom Reese and Lynda Reuter, representing the Disability Services Board, thanked the Board of Supervisors for considering adoption of the Consent Agenda proclamation declaring October as Disability Employment Awareness Month.

CONSENT AGENDA

Mr. Winkelmann moved to adopt the following Consent Agenda items. Ms. McCamy seconded, and the vote for the motion was unanimous as follows:

Ayes: Mr. Larry L. Weeks; Mr. Joe Winkelmann; Mr. Harry Atherton; Ms. Sharon McCamy; Mr. Raymond Graham

Nays: None

Absent During Vote: None

Abstention: None

Approval of the Minutes of the September 5, 2000 Regular Meeting of the Board of Supervisors

A Proclamation in Recognition of Hunt Country Classic Soccer Tournament Weekend – November 17 to 19, 2000

PROCLAMATION

A PROCLAMATION IN RECOGNITION OF HUNT COUNTRY CLASSIC

SOCCER TOURNAMENT WEEKEND (NOVEMBER 17 TO 19, 2000)

WHEREAS, there are 1,300 children between the ages of five and seventeen playing soccer in Fauquier County; and

WHEREAS, the Fauquier County Soccer Club (FCSC) has a mission of providing recreational opportunities for our youth in a safe environment; and

WHEREAS, the Fauquier County Board of Supervisors is funding the purchase of land to close the existing gap in recreational facilities; and

WHEREAS, the Fauquier County Soccer Club (FCSC) has an obligation to raise capital funds to build and maintain soccer fields on part of the land that Fauquier County will be purchasing; and

WHEREAS, one of FCSC's methods to raise these capital funds is to hold tournaments; and

WHEREAS, the 5th annual HUNT COUNTRY CLASSIC Soccer Tournament will be held at several sites throughout the County this November 18th and 19th; and

WHEREAS, 150 teams from throughout the Commonwealth of Virginia and neighboring Mid-Atlantic states will be coming to Fauquier for this event; and

WHEREAS, over 3,000 players, coaches, parents and referees will be visiting Fauquier County for this event; and

WHEREAS, these visitors will have a positive financial impact on the local economy – benefiting hotels, restaurants, and other merchants as well as several non-profit organizations; and

WHEREAS, the HUNT COUNTRY CLASSIC is an annual celebration of youth soccer in Fauquier County; now, therefore, be it

PROCLAIMED by the Fauquier County Board of Supervisors this 2nd day of October 2000, That November 17 to November 19 be, and is hereby, recognized as

HUNT COUNTRY CLASSIC weekend and calls its significance to the attention of all citizens of Fauquier County.

A Proclamation to Declare October 2000 as Disability Employment Awareness Month
in Fauquier County

PROCLAMATION

A PROCLAMATION TO DECLARE OCTOBER 2000

AS DISABILITY EMPLOYMENT AWARENESS MONTH

IN FAUQUIER COUNTY

WHEREAS, disabilities affect one in five Americans, and more than 75% of Americans with disabilities receive no public assistance; and

WHEREAS, the 1990 Census reported 4 million disabled individuals between the ages of 16 and 64 in the Commonwealth of Virginia; and

WHEREAS, it is recognized individuals with disabilities are ready, willing and able to be an essential part of Fauquier County's human resource capital; and

WHEREAS, disabled individuals can, and do, provide many vital services in public and private employment sectors of Fauquier County and other jurisdictions of the Commonwealth of Virginia; and

WHEREAS, individuals with disabilities are among the most committed and motivated employees, representing a non-traditional, skilled labor pool, providing a competent and creative workforce who can meet the needs of many types of employers; and

WHEREAS, individuals with disabilities have demonstrated abilities in executive, administrative and managerial positions, successfully working in diversified areas such as marketing, sales, administrative support, service industries, professional and technical fields; and

WHEREAS, October, 2000 has been declared National Disability Employment Awareness Month; now, therefore, be it

PROCLAIMED by the Fauquier County Board of Supervisors this 2nd day of October 2000, That the Fauquier County Board of Supervisors proclaims October 2000, as Disability Employment Awareness Month in Fauquier County.

Approval of License Agreement with Washington D.C., SMSA, Limited Partnership
d/b/a/ Verizon Wireless for Space in Equipment Enclosure at Silver Hill and Marshall
Tower Sites for Emergency Services Radio Equipment

RESOLUTION

A RESOLUTION AUTHORIZING THE COUNTY ADMINISTRATOR TO EXECUTE

A LICENSE AGREEMENT WITH WASHINGTON, D.C., SMSA, LIMITED
PARTNERSHIP, d/b/a VERIZON WIRELESS (hereinafter Verizon Wireless) FOR USE OF
A PORTION OF FACILITIES FOR PUBLIC RADIO SYSTEM EQUIPMENT

WHEREAS, The County of Fauquier has developed plans to improve the
coverage of the existing radio system by adding antennae and transmitters at the
existing communication towers in the northern and southern areas of the County; and

WHEREAS, Verizon Wireless has agreed to a license agreement to allow the
County to place equipment in facilities at its sites in the northern and southern areas
of the County; and

WHEREAS, a license agreement will provide an immediate and cost-effective
means to achieve short-term improvements to the public radio system; now,
therefore, be it

RESOLVED by the Fauquier County Board of Supervisors, this 2nd day of
October 2000, That the County Administrator be, and is hereby, authorized to
execute a two-year license agreement with Verizon Wireless for \$1,000 per year per
site, to position County public radio system equipment at its sites in Sumerduck and
Marshall.

Virginia Department of Transportation Resolution Regarding Primary Road Funding
(Route 29/Route 215 Intersection)

RESOLUTION

A RESOLUTION RECOMMENDING THE ADDITION OF A PROJECT

FOR INCLUSION IN THE COMMONWEALTH TRANSPORTATION

BOARD'S DRAFT VIRGINIA TRANSPORTATION PLAN

WHEREAS, the Virginia Department of Transportation develops annual updates
to the Commonwealth's Interstate, Primary and Urban Highway Systems Six Year
Plan; and

WHEREAS, the Commonwealth Transportation Board has scheduled public
hearings on October 5, 2000 regarding the *Draft Virginia Transportation Plan*, which

includes project funding allocations; and

WHEREAS, the Fauquier County Transportation Committee has reviewed the list of projects contained in the referenced Draft Plan and has identified a critical omission of the County's Number 1 Priority Project; now, therefore, be it

RESOLVED by the Fauquier County Board of Supervisors this 2nd day of October 2000, That the Virginia Transportation Plan include Rt. 29/215 intersection improvements and its future interchange concept be included for preliminary engineering along with the realigned and upgraded Route 215; and, be it

RESOLVED FURTHER, That this preliminary engineering project becomes critical with the significant regional traffic growth being experienced and projected on Rt. 29, with the Route 215 outlet for the 90,000 square foot FAA Facility and other associated operations opening at Vint Hill which represents another state initiative that created the Economic Development Authority for the redevelopment of this large and former military base.

SPECIAL EXCEPTION – EDWARD JAMES, OWNER, SANDRA COLE, APPLICANT

A public hearing was held at the September 5, 2000 meeting to consider a request for special exception approval for Edward James, Owner, and Sandra Cole, Applicant, to waive the Type I Public Street Requirements in the R-1 Zoning District. The property is located on the northeast side of Meetze Road (Route 643) approximately one-fourth mile north of its intersection with Catlett Road (Route 28) in the Village of Eustace Corner, Cedar Run District. Mr. Graham moved to postpone a decision until the November 6, 2000 meeting. Mr. Winkelmann seconded, and the vote for the motion was unanimous as follows:

Ayes: Mr. Larry L. Weeks; Mr. Joe Winkelmann; Mr. Harry Atherton; Ms. Sharon McCamy; Mr. Raymond Graham

Nays: None

Absent During Vote: None

Abstention: None

REFERRAL TO THE FAUQUIER COUNTY PLANNING COMMISSION OF A PROPOSED ZONING ORDINANCE TEXT AMENDMENT TO ADD SECTION 6-302.15 TO PERMIT THE LOCATION OF HOME OFFICES FOR TRANSPORTATION/COURIER BUSINESSES WITH SPECIAL PERMIT APPROVAL

Mr. Atherton moved to adopt the following resolution. Ms. McCamy seconded, and the vote for the motion was unanimous as follows:

Ayes: Mr. Larry L. Weeks; Mr. Joe Winkelmann; Mr. Harry Atherton; Ms. Sharon McCamy; Mr. Raymond Graham

Nays: None

Absent During Vote: None

Abstention: None

RESOLUTION

A RESOLUTION REFERRING TO THE PLANNING COMMISSION A
PROPOSED TEXT AMENDMENT BY ADDING 6-302.15 TO THE FAUQUIER
COUNTY ZONING ORDINANCE PERMITTING THE LOCATION OF HOME
OFFICES FOR THE TRANSPORTATION/COURIER BUSINESSES WITH SPECIAL
PERMIT APPROVAL FROM THE BOARD OF ZONING APPEALS

WHEREAS, the Fauquier County Board of Supervisors has determined by the passage of this resolution that it wishes to consider an amendment to the Fauquier County Zoning Ordinance to allow home offices for transportation/courier businesses to be located with special permit approval from the Board of Zoning Appeals; now, therefore, be it

RESOLVED by the Fauquier County Board of Supervisors this 2nd day of October 2000, That the proposed ordinance to add Section 6-302.15 to the Fauquier County Zoning Ordinance be, and is hereby, referred to the Fauquier County Planning Commission for appropriate consideration and action.

**A RESOLUTION TO SCHEDULE A PUBLIC HEARING TO CONSIDER ADOPTION OF
LOCAL ENFORCEMENT OF THE STATEWIDE FIRE PREVENTION CODE**

Mr. Graham moved to adopt the following resolution and to schedule a work session to discuss the proposed ordinance amendment. Mr. Atherton seconded, and the vote for the motion was unanimous as follows:

Ayes: Mr. Larry L. Weeks; Mr. Joe Winkelmann; Mr. Harry Atherton; Ms. Sharon McCamy; Mr. Raymond Graham

Nays: None

Absent During Vote: None

Abstention: None

RESOLUTION

A RESOLUTION TO SET A PUBLIC HEARING TO
CONSIDER ADOPTION OF LOCAL ENFORCEMENT

OF THE STATEWIDE FIRE PREVENTION CODE

WHEREAS, the Public Safety Committee has recommended the Board of Supervisors set a public hearing to adopt local enforcement of the Statewide Fire Prevention Code; and

WHEREAS, the need for local enforcement of the Statewide Fire Prevention Code has recently been identified; and

WHEREAS, other localities have demonstrated the ability to adopt enforcement of the Statewide Fire Prevention Code by complaint and discovery only; and

WHEREAS, the Emergency Services Coordinator may be designated the Fire Official by the Fauquier County Board of Supervisors; and

WHEREAS, the Fauquier County Emergency Services Coordinator would enforce the Statewide Fire Prevention Code, as written, by complaint and discovery only; and

WHEREAS, only blasting permits would be required and administered through the Office of Emergency Services without an applicable fee; now, therefore, be it

RESOLVED by the Fauquier County Board of Supervisors this 2nd day of October 2000, That the County Administrator be, and he is hereby, authorized and directed to schedule and advertise a public hearing to consider the adoption of local enforcement of the Statewide Fire Prevention Code for Fauquier County.

SUPERVISORS TIME

- Ms. McCamy announced that there would be a PD9 meeting to discuss issues coming out of the General Assembly.
- Ms. McCamy announced that the E-Government Task Force was working to meet the deadline for a report on November 20.
- Mr. Winkelmann thanked Donna Cason and Laurie Counts for their efforts in processing the Board's agenda package electronically.
- Mr. Weeks announced that he and Mr. Atherton had attended the celebration of the Olympic Gold Medal winners in The Plains and expressed the Board of Supervisors pride in their success.
- Mr. Lee announced that the Board of Supervisors had been invited to a meeting on October 12 in Leesburg to discuss the need to partner with the State in addressing growth issues.

ZONING ORDINANCE TEXT AMENDMENT – FAUQUIER COUNTY BOARD OF SUPERVISORS, APPLICANT

A public hearing was held to consider amending Section 1-102.11 of the Zoning Ordinance to restrict the parking of commercial type vehicles on parcels of less than one acre in the Rural Agriculture (RA) zoning district. Eloise Trainum asked that the Board not act on the amendment this evening. Elaine Lutz, Rick Miller, Veronica Kressel, Janet Messker, Paul Harrington, Jeff Sears, David Hartman, Gar Schullen, B.J. Harrington, and Anna Bowman spoke in favor of the amendment. Matt Robinson spoke in opposition. The public hearing was closed. Mr. Atherton moved to adopt the following ordinance. Mr. Winkelmann seconded, and the vote for the motion was unanimous as follows:

Ayes: Mr. Larry L. Weeks; Mr. Joe Winkelmann; Mr. Harry Atherton; Ms. Sharon McCamy; Mr. Raymond Graham

Nays: None

Absent During Vote: None

Abstention: None

ORDINANCE

ZONING ORDINANCE TEXT AMENDMENTS TO SECTION 6-102.11

WHEREAS, the Fauquier County Zoning Ordinance, Section 6-102.11, currently allows the parking of commercial type vehicles of more than one and one-half ton capacity and tractor trailers in Rural Agriculture and Rural Conservation zoning districts; and

WHEREAS, nonconforming lots containing ~~less than two (2) acres~~ one (1) acre or less in size exist in those zoning districts; and

WHEREAS, those nonconforming lots are closer to residential in nature than agricultural or conservation due to the small size and permit the easier migration across property lines of noise and fumes associated with such large vehicles; and

WHEREAS, the Fauquier County Board of Supervisors has held a public hearing regarding this matter; now, therefore, be it

ORDAINED by the Fauquier County Board of Supervisors this 2nd day of

October 2000, That Section 6-102.11 of the Fauquier County Zoning Ordinance, be and is hereby, amended as follows:

SECTION 6-102 (Permitted Accessory Uses)

11. Parking of not more than one commercial vehicle per occupancy/operator in a residential district, but not to include any tractor-trailer or vehicle exceeding one and one-half (1 ½) ton capacity. Parking shall not be in any required front or side yard.

In the rural zoning districts the parking of any tractor trailer or vehicle exceeding one and one-half (1 ½) ton capacity shall not be permitted on a parcel of ~~less than two (2) acres~~ one (1) acre or less. Parking also shall not be permitted in any required setback.

SPECIAL EXCEPTION – NORMAN J. AND BESSIE G. WOODWARD, OWNERS/APPLICANTS

A public hearing was held to consider special exception approval for Norman J. and Bessie G. Woodward to waive the central water system requirements for a subdivision of seven or more lots. The 293 acre parcel is located on the east side of Bristersburg Road (Route 616) opposite its intersection with Elk Ridge Road (Route 614) on the Fauquier/Stafford County Line, PIN #7846-17-6756-000, Cedar Run District. Jim Carson, representing Mr. and Mrs. Woodward, spoke in favor of the request. No one else spoke. The public hearing was closed. Mr. Graham moved to adopt the following resolution. Ms. McCamy seconded, and the vote for the motion was unanimous as follows:

Ayes: Mr. Larry L. Weeks; Mr. Joe Winkelmann; Mr. Harry Atherton; Ms. Sharon McCamy; Mr. Raymond Graham

Nays: None

Absent During Vote: None

Abstention: None

RESOLUTION

A RESOLUTION APPROVING SPECIAL EXCEPTION #SE00-CR-05

NORMAN J. AND BESSIE G. WOODWARD, OWNERS/APPLICANTS

WAIVER TO THE REQUIREMENT FOR A CENTRAL WATER SYSTEM

WHEREAS, Norman J. and Bessie G. Woodward, owners/applicants, have

applied for a special exception under Section 31 of the Zoning Ordinance in order to waive the requirement of a central water system and a public hearing was duly advertised before the Fauquier County Planning Commission; and

WHEREAS, on August 31, 2000, the Fauquier County Planning Commission held a public hearing on the special exception request of Norman J. & Bessie G. Woodward, owners/applicants; and

WHEREAS, at its meeting on August 31, 2000, the Fauquier County Planning Commission approved a motion recommending approval of the requested special exception; now, therefore, be it

RESOLVED by the Fauquier County Board of Supervisors this 2nd day of October 2000, That the Board of Supervisors does hereby approve the special exception request of Norman J. & Bessie G. Woodward, owners/applicants, for a waiver to the requirement of a central water system required under Section 7-503 of the Zoning Ordinance.

SPECIAL EXCEPTION – ROBERT E. AND FRANCES R. FAYLOR, OWNERS, AND LARRY L. WOOD, APPLICANT

A public hearing was held to consider a request for special exception approval for Robert E. and Frances R. Faylor, Owners, and Larry L. Wood, Applicant, to waive the Type I Private Street requirement in the RA zoning district. The 123.59 acre parcel is located on the southeast side of Shenandoah Path (Route 607), approximately one-half mile northeast of its intersection with Bristersburg Road (Route 616), PIN #7930-15-3815-000, Cedar Run District. Larry Wood spoke in favor of the request. No one else spoke. The public hearing was closed. Mr. Graham moved to postpone the decision until the October 16, 2000 meeting. Mr. Winkelmann seconded, and the vote for the motion was unanimous as follows:

Ayes: Mr. Larry L. Weeks; Mr. Joe Winkelmann; Mr. Harry Atherton; Ms. Sharon McCamy; Mr. Raymond Graham

Nays: None

Absent During Vote: None

Abstention: None

SPECIAL EXCEPTION – VINT HILL FARMS ECONOMIC DEVELOPMENT AUTHORITY, OWNER, AND FAUQUIER COUNTY WATER AND SANITATION AUTHORITY, APPLICANT

A public heading was held to consider a request for special exception approval for Vint Hill Farms Economic Development Authority, Owner, and Fauquier County Water and Sanitation Authority, Applicant, for the expansion of an existing wastewater treatment facility from a capacity of 246,000 gallons per day to 999,999 gallons per day of treatment capacity. The facility is located within the Vint Hill Economic Development property, just west of Kennedy Road (Route 652), PIN #7915-75-9953-000, Cedar Run District. No one spoke. The public hearing was closed. Mr. Weeks moved to adopt the following resolution. Mr. Winkelmann seconded, and the vote for the motion was unanimous as follows:

Ayes: Mr. Larry L. Weeks; Mr. Joe Winkelmann; Mr. Harry Atherton; Ms. Sharon McCamy; Mr. Raymond Graham

Nays: None

Absent During Vote: None

Abstention: None

RESOLUTION

A RESOLUTION APPROVING SPECIAL EXCEPTION #SE00-CR-16

VINT HILL FARMS ECONOMIC DEVELOPMENT AUTHORITY, OWNER, AND

FAUQUIER COUNTY WATER & SANITATION AUTHORITY, APPLICANT

EXPANSION OF WASTEWATER TREATMENT FACILITY

WHEREAS, Vint Hill Farms Economic Development Authority, owner, and Fauquier County Water & Sanitation Authority, applicant, have applied for a special exception under Category 20 of the Zoning Ordinance to allow for the expansion of an existing water treatment facility and a public hearing was duly advertised before the Planning Commission; and

WHEREAS, on August 31, 2000, the Fauquier County Planning Commission held a public hearing on the special exception request of Vint Hill Farms Economic Development Authority, owner, and Fauquier County Water & Sanitation Authority, applicant; and

WHEREAS, at its meeting on August 31, 2000, the Fauquier County Planning Commission approved a motion recommending approval of the requested special exception subject to certain condition; now, therefore, be it

RESOLVED by the Fauquier County Board of Supervisors this 2nd day of October 2000, That the Board of Supervisors does hereby approve the special exception request of Vint Hill Farms Economic Development Authority, owner, and Fauquier County Water & Sanitation Authority, applicant, for expansion of a wastewater treatment plan, subject to the following conditions:

1. All traffic entering or exiting this site from Route 652 should use a single two-way commercial entrance. The design of this entrance should consider heavy truck traffic removing waste material from this facility.
2. In the event fencing along Route 652 is desired, we request that a fencing setback of 75' from centerline be established. The department also requests that gates be setback 100' from centerline.
3. The final site plan will indicate the floodplain on the property.

With no further business, the meeting was adjourned.

I hereby certify that this is a true and exact record of actions taken by the Fauquier County Board of Supervisors on October 2, 2000.

G. Robert Lee

Clerk

Updated 11/09/2000.